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Motionless Keyboard Company

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

FLIR SYSTEMS, INC., an Oregon
corporation

Plaintiff,

v.

THOMAS L. GAMBARO, an individual;
MOTIONLESS KEYBOARD COMPANY,
an Oregon corporation,

Defendants.

Case No. CV 10-0231-BR

**DEFENDANT MOTIONLESS
KEYBOARD COMPANY'S CONCISE
STATEMENT OF MATERIAL FACTS
IN SUPPORT OF MOTION TO
DISMISS, OR, IN THE
ALTERNATIVE, FOR SUMMARY
JUDGMENT**

Pursuant to LR 56.1(a)(2), defendant Motionless Keyboard Company (MKC)
submits the following concise statement of material facts in support of its motion to dismiss,
or, in the alternative, for summary judgment:

1. MKC was at all relevant times a dissolved corporation. (Buchal Decl. ¶ 3
& Ex. 1; Gambaro Decl. ¶ 2.)

2. MKC at no relevant time held the '322 patent at issue in this action.
(Gambaro Decl. ¶ 2; *see* Buchal Decl. ¶ 4 & Ex.3.)

3. MKC has no assets, and Mr. Gambaro was the only recipient of assets in
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STATEMENT OF MATERIAL FACTS IN SUPPORT OF MOTION TO
DISMISS, OR, IN THE ALTERNATIVE, FOR SUMMARY JUDGMENT**

its dissolution. (Gambaro Decl. ¶ 4.)

DATED: September 17, 2010.

MURPHY & BUCHAL LLP

s/ James L. Buchal

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CERTIFICATE OF SERVICE

I certify that on September 20, 2010, the foregoing Defendant Motionless Keyboard Company's Concise Statement of Material Facts in Support of Motion to Dismiss, or, in the Alternative, for Summary Judgment will be electronically filed with the Court's electronic court filing system, which will generate automatic service upon all parties enrolled to receive such notice. The following will be manually served by first class U.S. mail:

Thomas L. Gambaro
P.O. Box 14741
Portland, OR 97293

s/ Carole A. Caldwell